

OFFICIAL GAZETTE



GOVERNMENT OF GOA

NOTE:—There are three Extraordinary issues to the Official Gazette, Series II, No. 11 dated 10-6-93 as follows:

- 1) Extraordinary dated 10-6-93 from pages 177 to 178.
- 2) Extraordinary No. 2 dated 14-6-93 from pages 179 to 180.
- 3) Extraordinary No. 3 dated 15-6-93 from pages 181 to 182.

regarding Notifications/Orders from Revenue Department, Urban Development Department and Home (General) Department respectively.

GOVERNMENT OF GOA

Department of Personnel

Order

No. 7/1/85-PER

On attaining his age of superannuation on 30-4-1993, Shri D. M. Karapurkar, Director of Information is hereby re-employed as Director of Information with effect from 1-5-1993 for a period of three years or till the post is filled up on regular basis whichever is earlier.

2. On his re-employment his pay shall be fixed as per rules.

3. The above re-employment of Shri D. M. Karapurkar is subject to termination after one month's notice at any time during the period of re-employment.

By order and in the name of the Governor of Goa.

G. J. Prabhudessai, Under Secretary (Personnel).

Panaji, 28th April, 1993.

Order

No. 3/40/88-PER

Consequent upon his posting to Government of Mizoram vide Government of India, Ministry of Home Affairs, New Delhi, Order No. 14020/37/92-UTS dated 12th April, 1993, the Government of Goa is pleased to relieve Shri Pukh Raj Bumb, I.A.S. (AGMU:84) with immediate effect presently holding the post of Managing Director, Goa Handicrafts Rural & Small Scale Industries Development Corporation, Panaji. He should report to Chief Secretary, Government of Mizoram for further posting.

By order and in the name of the Governor of Goa.

G. J. Prabhudessai, Under Secretary (Personnel).

Panaji, 30th April, 1993.

Order

No. 6/3/81-PER(Vol. VI)

The Government is pleased to transfer with immediate effect Shri S. D. Sadhale, Joint Secretary (Personnel), and post him as Managing Director, Goa Handicrafts Rural and Small Scale Industries Development Corporation on deputation vice Shri P. R. Bumb, IAS., transferred.

2. The deployment of Shri Sadhale will be on deputation which will be governed by standard terms of deputation as contained in this Department's Office Memorandum No. 13/4/74-PER dated 10-10-1990.

By order and in the name of the Governor of Goa.

G. J. Prabhudessai, Under Secretary (Personnel).

Panaji, 30th April, 1993.

Planning Department

Order

No. 4/12/92-PLG

Read: Government Order No. 4-12-92/PLG dated 4-2-93.

Sanction of the Government is hereby conveyed to extend the ad hoc appointment of Shri M. R. Sinari as Statistical Officer (Group 'B') of the Common Statistical Cadre of the Directorate of Planning, Statistics & Evaluation which expired on 31-3-1993 for a further period of 6 months ending with 30-9-1993 or till the post is filled up on regular basis whichever is earlier.

By order and in the name of the Governor of Goa.

E. Silveira, Under Secretary to the Government of Goa (Planning Department).

Panaji, 28th April, 1993.

Education Department

Order

No. 20/1/88/EDN/DTE

Read: Notice of voluntary retirement dated 27-1-93 of Shri C. B. Mandolkar, Assistant Secretary (Examination) Directorate of Technical Education.

Government is pleased to accept the notice of voluntary retirement dated 27-1-1993 given under Rule 48-A(i) of C. C. S. (Pension) Rules, 1972, by Shri C. B. Mandolkar, Assistant Secretary (Examination), Directorate of Technical Education, Panaji w.e.f. 30-4-1993 (A.N.)

Shri C. B. Mandolkar, Assistant Secretary (Examination) shall accordingly stand relieved from service w.e.f. 1-5-93 (B.N.).

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Under Secretary (Education).

Panaji, 28th April, 1993.

Department of Cooperation

Office of the Asstt. Registrar of Coop. Societies

Notification

In exercise of the powers vested in me under section 9(1) of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, 'Chogaleshwar Pani Vantap Vyavastha Sahakari Saunstha Maryadit, Vantem-Sattari-Goa, is registered and under Code Symbol No. GEN-(c)-4/NZ/Goa.

G. S. Patil, Asstt. Registrar of Coop. Societies (North Zone).

Mapusa, 5th May, 1993.

Certificate of Registration

'Chogaleshwar Pani Vantap Vyavastha Sahakari Saunstha Maryadit, Vantem-Sattari-Goa has been registered on 5th May, 1993 and it bears registration Code Symbol No. GEN-(c)-4/NZ/Goa and it is classified as a 'General Society' under Sub-Classification No. 9(c)-Others, in terms of Rule 9 of the Cooperative Societies Rules, 1962 for the State of Goa.

G. S. Patil, Asstt. Registrar of Coop. Societies (North Zone).

Mapusa, 5th May, 1993.

Notification

In exercise of the powers vested in me under section 9(1) of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, Shri Sideshwar Swami Atchutanand Cooperative Housing Society Ltd., Anjuna-Chapora-Bardez-Goa is registered under Code Symbol No. HSG-(a)-95/NZ/Goa.

G. S. Patil, Asstt. Registrar of Coop. Societies (North Zone).

Mapusa, 27th April, 1993.

Certificate of Registration

The Shri Sideshwar Swami Atchutanand Cooperative Housing Society Ltd., Anjuna-Chapora-Bardez-Goa has been registered on 27th April, 1993 and it bears the registration No. HSG-(a)-95/NZ/Goa and it is classified as "Housing Society" under sub-classification "5(a)-Tenant Ownership Housing Society" in terms of Rule 9 of the Cooperative Societies Rules, 1962 for the State of Goa.

G. S. Patil, Asstt. Registrar of Coop. Societies (North Zone).
Mapusa.

Mapusa, 27th April, 1993.

Revenue Department

Notification

No. 22/145/92-RD

Whereas by Government Notification No. 22/145/92-RD dated 6-8-1992 published on page 620 of Series II, No. 31 of the Official Gazette dated 29-10-92 and in two newspapers (1) "Gomantak" dated 11-8-92 and (2) "Navhind Times" dated 9-9-1992 it was notified under section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as "the said Act"), that the land specified in the Schedule appended to the said Notification (hereinafter referred to as the said land), was likely to be needed for public purpose, viz. Construction of Curca Bridge at Batim and Talaulim Villages of Tiswadi Taluka.

And whereas the Government of Goa (hereinafter referred to as the "Government"), being of the opinion that the acquisition of the said land is urgently necessary, hereby applies the provisions of sub-section (1) and sub-section (4) of section 17 of the said Act and directs that the Collector appointed under paragraph 2 below, shall at any time on the expiry of fifteen days from the date of the publication of the notice relating to the said land under sub-section (1) of section 9 of the said Act, take possession of the said land.

Now, therefore, the Government hereby declares under the provisions of section 6 of the said Act, that the said land is required for the public purpose specified above.

2. The Government also hereby appoints under clause (c) of section 3 of the said Act, the Deputy Collector (L. A.) Collector of North Goa, Panaji, to perform the functions of the Collector for all proceedings hereinafter to be taken in respect of the said land and directs him under section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the Office of the Deputy Collector (L. A.) Collector of North Goa, Panaji, till the award is made under section 11.

SCHEDULE

(Description of the said land)

Taluka: Tiswadi		Village: Batim
Survey No./ Sub. Div. No.	Names of the Persons believed to be interested	Approximate area in sq. mts.
1	2	3
67 part	O: George Menezes.	4600.00
68/1 part	O: Comunidade of Batim. T: Sebastiao Fernandes.	200.00
68/2 part	O: Comunidade of Batim.	1600.00
68/3 part	O: — do — T: Sebastiao Fernandes.	25.00
65/4 part	O: — do — Antonio Cunha.	400.00
Boundaries:		
North: River.		
South: S. No. 63/3, S. No. 65/4 & road.		
East: S. No. 67, S. No. 68/1, S. No. 68/2.		
West: S. No. 67, S. No. 65/4.		
Taluka: Tiswadi		Village: Talaulim
61/1 part	O: Smt. Zelia D'Souza.	75.00
61/2	— do —	125.00
61/3 part	— do —	40.00
60 part	O: Louis D'Souza. Xavier D'Souza.	875.00
Boundaries:		
North: Road.		
South: River.		
East: S. No. 61/3, S. No. 60.		
West: Curca Village boundary & River.		
Total		7945.00

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Revenue).

Panaji, 21st May, 1993.

Notification

No. 22/75/93-RD

Whereas it appears to the Government of Goa (hereinafter referred to as "the Government") that the land specified in the Schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Development of playground at Assolda in Quepem Taluka.

Now, therefore, the Government hereby notifies, under sub-section (1) of section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contract for the disposal of the said land by sale, lease, mortgage, assignment, exchange or otherwise,

or any outlay commenced or improvements made thereon without the sanction of the Collector appointed under paragraph 4 below, after the date of the publication of this Notification, will, under clause (seventh) of section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under section 6 of the said Act will be published in the Official Gazette and in two daily newspapers and public notice thereof shall be given in due course. If the acquisition is abandoned wholly or in part, the fact will also be notified in the same manner.

4. The Government further appoints, under clause (c) of section 3 of the said Act, the Dy. Collector (L.A.), Margao to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government also authorises, under sub-section (2) of section 4 of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. Dy. Collector (L.A.), Margao, Goa.
2. Block Development Officer, Quepem, Goa.
3. Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the Office of the Dy. Collector (L.A.), Margao-Goa, for a period of 30 days from the date of publication of this Notification in Official Gazette.

SCHEDULE

(Description of the said land)

Taluka: Quepem		Village: Assolda
Survey No./ Sub-Div. No.	Name of the person believed to be interested	Approximate area in sq. mts.
1	2	3
37/3 part	Assolda Comunidade.	12000.00
Boundaries:		
North: Road & S. No. 37/3 part.		
South: S. No. 37/3 part.		
East: S. No. 37/3 part.		
West: S. No. 37/3 part.		
Total		12000.00

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Revenue).

Panaji, 25th May, 1993.

Notification

No. 22/190/91-RD

Whereas by Government Notification No. 22/190/91-RD dated 24/9/91 published on page 149 of Series II, No. 9 of the Official Gazette, dated 29/5/92 and in two newspapers (1) Herald dated 27/9/91 (2) Gomantak dated 30/9/91 it was notified under section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as "the said Act") that the land, specified in the Schedule appended to the said Notification was likely to be needed for the public purpose viz. Land Acquisition for Extension to Govt. Primary School Building at Parra in Bardez Taluka.

And whereas, the Government of Goa (hereinafter referred to as "the Government") after considering the report made under sub-section (2) of section 5A of the said Act is satisfied that the land specified in the Schedule hereto is needed for the public purpose specified above (hereinafter referred to "the said land").

Now, therefore, the Government hereby declares, under the provisions of section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government also hereby appoints, under clause (c) of section 3 of the said Act, the Addl. Dy. Collector, Mapusa-Goa to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and directs him under section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the Office of the Addl. Dy. Collector, Mapusa-Goa till the award is made under section 11.

SCHEDULE

(Description of the said land)

Taluka: Bardez		Village: Parra
Survey No./ Sub. Div. No.	Name of the person believed believed to be interested	Approximate area in sq. mts.
1	2	3
88/9 part	Patricia Annie Menconca	1040
Boundaries:		
North: S. No. 88/9.		
South: Road & S. No. 88/11.		
East: S. No. 88/9 & 10.		
West: S. No. 88/9.		
Total...		1040

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Revenue).

Panaji, 10th June, 1993.

Corrigendum

No. 22/58/92-RD

Read: Government Notification No. 22/58/92-RD, dated 28-4-1992, published in the Official Gazette, Series II No. 35 dated 30-11-1992 and in two newspapers, (1) Gomantak Times dated 7-5-1992 and (2) Navaprabha dated 12-5-1992 regarding L. A. for construction of Ambeque Road in V. F. Verna of Salcete Taluka.

In the schedule appended to the Notification cited above, against Survey No. 235/8, the area shall be read as 155m² instead of 125m² and against Survey No. 233/1, the area shall be read as 1060m² instead of 800m² and the total area shall be read as 8340 sq. mts. instead of 8050 sq. mts.

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Revenue).

Panaji, 12th March, 1993.

Public Health Department

Order

No. 8-11-88-I/PHD

Government is pleased to accept the resignation tendered by Dr. Mahadev L. Porienkar, Jr. Paediatrician under the Directorate of Health Services with effect from 1-3-1993 and stands relieved from the post.

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Health).

Panaji, 29th April, 1993.

Order

No. 8/15/90-II/PHD

Read: Memorandum No. 8/15/90-II/PHD dated 1-4-93.

On the recommendation of Goa Public Service Commission, vide their letter No. COM/1/5/30(25)/89 dated 22-2-93, the Government is pleased to appoint Dr. Shaila Shodhan Kamat to the post of Lecturer of Anaesthesiology in Goa Medical College in the pay scale of Rs. 3000-100-3500-125-5000 and other admissible allowances with immediate effect as per the terms and conditions contained in the Memorandum cited above.

Dr. Shaila S. Kamat will be on probation for a period of 2 years.

The appointment is made against the post held by Dr. (Mrs.) Dalia Bhandare, who is promoted.

The appointment is made subject to the verification of her character and antecedents. She has been declared medically fit for the post.

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Health).

Panaji, 4th May, 1993.

Addendum

No. 7/2/90-II/PHD

Read: Order No. 7-2-90-II/PHD dated 30-3-93.

The following para shall be added to the last para in the Government Order, quoted above.

"Dr. (Mrs.) Indrani Pal will be on probation for a period of 2 years".

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Health).

Panaji, 3rd May, 1993.

Department of Labour

Order

No. 28/12/91-LAB

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Dispute Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Governor of Goa.

V. G. Manerkar, Under Secretary (Labour).

Panaji, 12th October, 1992.

IN THE INDUSTRIAL TRIBUNAL,
GOVERNMENT OF GOA AT PANAJI

(Before Shri M. A. Dhavale, Hon'ble Presiding Officer)

Ref. No. IT/21/91

Shri Mahableshwar S. Dessai — Workman/Party I
V/s

M/s. Atlantic Spinning and Weaving Mills, Goa. — Employer/Party II

Workman represented by Adv. S. V. Cuncolienkar.

Employer represented by Adv. M. S. Bandodkar.

Panaji, dated 17-9-1992

A W A R D

In exercise of the powers conferred by clause (d) of the Sub-Section (1) of section 10 of the I. D. Act, 1947, the

Government of Goa by its order No. 28/12/91-LAB dated 14-5-1991 has referred the following dispute for adjudication by this tribunal.

"Whether the action of the management of M/s. Atlantic Spinning and Weaving Mills Ltd., Xeldem in terminating the services of Shri Mahableshwar S. Dessai, Electrician (Helper) w. e. f. 2-8-1990 is legal and justified.

If not, to what relief the workman is entitled?"

2. On receipt of this reference, a case at No. IT/21/91 was registered and notices were served upon both the parties in response to which they appeared and submitted their pleadings.

3. Party No. 1, Shri Mahableshwar S. Dessai (hereinafter called as workman) has filed his statement of claim Ex. 4 wherein he has averred as follows:

The workman was serving with Party 2 M/s. Atlantic Spinning and Weaving Mills (hereinafter called as Employer) since 2-8-1990 as (Electrician Helper). He was drawing a salary of Rs. 700/- p.m. and that he has rendered sincere and faithful services to his employer, still the employer refused him employment w. e. f. 2-8-1990. At the time of refusal of employment, he was not even paid his legal dues, retrenchment compensation and notice pay as required under section 25(F) of the I. D. Act and hence it has been averred that the termination of the workman's services is patently illegal. After his services were terminated without charging him with any misconduct and without holding any inquiry, the workman raised an Industrial Dispute before the Dy. Labour Commissioner, Margao. However, there was no conciliation and hence a failure report was submitted to the Government which ultimately referred this dispute to this Tribunal. The workman, therefore, requested that this Tribunal should declare that the order of termination as illegal and he should be reinstated in services with full back wages and other incidental reliefs.

4. Party 2 — Employer, has been represented by Shri M. S. Bandodkar, Advocate. However, he did not file any written statement and instead he submitted that there was every possibility of settling this dispute out of Court and accordingly, on the previous day both the parties submitted before this Tribunal that the parties have settled their dispute in terms of Ex. 5 and hence, it was further submitted by the learned advocates for both the sides that the Tribunal should be pleased to pass a consent award in terms of Ex. 5. I have gone through the terms of settlement at Ex. 5 and have found that they are certainly in the interest of the workman. Hence, I exceed to the request made on behalf of the parties and pass the following consent award.

ORDER

In view of this settlement at Ex. 5, the following consent award has been passed:

1. The Opposite Party II shall pay to Shri Mahableshwar S. Dessai a sum of Rs. 8190/- (Rupees eight thousand one hundred and ninety only) in full and final settlement arising out of his employment.
2. Mr. Mahableshwar S. Dessai shall accept the amount mentioned in the clause (a) in full and final settlement of his all claim arising out of his employment and further confirms that he shall have no further claim of reinstatement or re-employment.
3. Mr. Mahableshwar S. Dessai further confirms that his entire dispute with the company covered under the reference or otherwise is conclusively settled.
4. No order as to cost and inform the Government of this award.

Sd/-

(M. A. DHAVALÉ)
Presiding Officer
Industrial Tribunal

Notification

No. 26/8/89-LAB

Whereas the period of validity of boilers bearing registration Nos. G-23 and G-24 (hereinafter called the said boilers), belonging to M/s. Zuari Agro Chemicals Limited, Zuarinagar-Goa (hereinafter called the "Company") expired on May, 1993.

And whereas vide application dated 6-4-1993 the Company have applied for permission to use the said boiler for a further period of six months;

And whereas the Government of Goa is satisfied that having regard to the material, design of construction of the said boilers it is necessary to exclude the said boilers from the operation of the provisions of section 6 of the Indian Boilers Act, 1923 (Central Act 5 of 1923) (hereinafter called the "said Act").

Now, therefore, in exercise of the powers conferred by sub-section (3) of section 34 of the said Act, the Government of Goa hereby excludes the said boilers from the operation of the provisions of section 6 of the said Act, for a further period of 6 months with effect from May, 1993.

By order and in the name of the Governor of Goa.

D. N. Accarwade, Under Secretary Labour.

Panaji, 23rd April, 1993.

Notification

No. 25/4/87/ILD

Whereas M/s. Zuari Agro Chemicals Ltd., Zuarinagar, Goa approached the Government of Goa for allowing them to use the boiler bearing registration No. G-22 beyond the period of validity.

And Whereas the Government of Goa is satisfied that in view of the shortage of fertilizers in the country, an emergency exists which necessitates exempting the said boiler from the operation of the provisions of clause (c) of section 6 of the Indian Boilers Act, 1923 so that production of fertilizers may not suffer.

Now, Therefore, in exercise of the powers conferred by sub-section (2) of section 34 of the Indian Boilers Act, 1923 (Central Act 5 of 1923), the Government of Goa hereby exempts the Boiler No. G-22 belonging to M/s. Zuari Agro Chemicals, Zuarinagar, Goa for a period upto March, 1994.

By order and in the name of the Governor of Goa.

D. N. Accarwade, Under Secretary (Labour).

Panaji, 23rd April, 1993.

Finance (Expenditure) Department

Order

No. 6/15/88-Fin(Exp)Part

Read: Govt. Order of even number dated 30-6-89 and the Agreement dated 22-6-89.

Sanction of the Government is hereby accorded for extension of the appointment of Shri N. P. S. Nagorcenkar as Accounts Advisor to Government of Goa on contract basis for a further period of one year w. e. f. 1-5-1993 to 30-4-1994 on the same terms and conditions stipulated in the order and the Agreement cited above.

By order and in the name of the Governor of Goa.

Smt. Prabha Chandran, Under Secretary (Finance Exp.).

Panaji, 30th April, 1993.

Order

No. 6/1/92-Fin(Exp)/Part

The Government is pleased to transfer with immediate effect Shri K. G. Naik, Assistant Accounts Officer presently posted in the Directorate of Education, Panaji to the Institute of Public Assistance (Provedoria) on deputation basis initially for a period of one year in the first instance.

The deployment of Shri Naik shall be regulated as per the standard terms of deputation issued by the State Govt. vide Order No. 13/4/74-PER dated 10-10-90.

The Institute of Public Assistance (Provedoria) shall be liable to pay to the Govt. leave salary & pension contribution of Shri Naik at the prescribed rates. Shri Naik will be entitled to the benefit of surrender of leave and expenditure towards this and the payment of compensatory allowance including dearness allowance shall be borne by the Institute of Public Assistance (Provedoria).

On his joining the new posting the officer shall send a CTC/joining report to Finance (Exp) Department immediately.

By order and in the name of the Governor of Goa.

Smt. Prabha Chandran, Under Secretary (Finance Exp.).

Panaji, 12th May, 1993.